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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THE UNITED STATES OF AMERICA,

vs.
Plaintiff,

2:20-cr-00301-RFB-BNW
(Third Request)

HUY NGOC TRAN,
Aka "Tony."

Defendant.

STIPULATION TO CONTINUE SENTENCING

IT IS HEREBY STIPULATED AND AGREED, by Defendant HUY NGOC TRAN ("TRAN"), by and through his attorney, LANCE A. MANINGO, and the United States of America, by and through JACOB H. OPERSKALSKI, Assistant United States Attorney, that the Sentencing hearing currently scheduled for January 12, 2023, at 10:00 a.m. be vacated and continued to a minimum of forty-five (45) days, to a date and time convenient for this Court.

This Stipulation is entered into for the following reasons:

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1. The Defense needs additional time to address 18 U.S.C. § 3553 matters and
2 further prepare for sentencing.
3. The Government does not object to a continuance.
4. TRAN does not object to a continuance.
5. The denial of this request for a continuance could result in a miscarriage of
6 justice; and
7. This is the third request for a continuance of the sentencing date in this case.

8 RESPECTFULLY SUBMITTED this 5th day of January, 2023.

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10 By: /s/ Lance A. Maningo
11 LANCE A. MANINGO
12 Attorney for Defendant TRAN

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14 By: /s/ Jacob Operskalski
15 JACOB H. OPERSKALSKI
16 Attorney for United States

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE UNITED STATES OF AMERICA.

Plaintiff,

VS.

2:20-cr-00301-RFB-BNW
(Third Request)

HUY NGOC TRAN,
Aka “Tony.”,

Defendant.

FINDINGS OF FACTS

10 Based upon the pending Stipulation of the parties, and good cause appearing therefore,
11 the Court finds that:

This Stipulation is entered into for the following reasons:

1. The Defense needs additional time to address 18 U.S.C. § 3553 matters and further prepare for sentencing.
 2. The Government does not object to a continuance.
 3. TRAN does not object to a continuance.
 4. The denial of this request for a continuance could result in a miscarriage of justice; and
 5. This is the third request for a continuance of the sentencing date in this case.

CONCLUSIONS OF LAW

The ends of justice are served by granting the requested continuance.

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ORDER

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2 IT IS THEREFORE ORDERED that sentencing in this matter currently scheduled for
3 January 12, 2023, at 10:00 a.m. be vacated and continued to February 27, 2023 at
4 9:00 AM in the above-noted Court.

5 DATED this 10th day of January, 2023.
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8 RICHARD F. BOULWARE, ii
9 UNITED STATES DISTRICT JUDGE
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11 Respectfully submitted by:
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13  MANINGO LAW
Est. 2002

14 By: /s/ Lance A. Maningo
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Attorney for Defendant TRAN
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